

Before the  
Federal Communications Commission  
Washington, D.C. 20554

In the Matter of

Gold Point Lodging & Realty, Inc.,

Complainant,

v.

AT&T Corp.,

Defendant.

File No. EB-05-MD-005

**ORDER**

**Adopted: July 29, 2005**

**Released: August 1, 2005**

By the Chief, Market Disputes Resolution Division:

1. On April 21, 2005, Gold Point Lodging & Realty, Inc. ("Gold Point") filed with this Commission a formal complaint<sup>1</sup> against AT&T Corp. ("AT&T") asserting that AT&T violated sections 201, 202, and 203 of the Communications Act of 1934, as amended,<sup>2</sup> by over charging Gold Point for services provided by AT&T.

2. On July 27, 2005, Gold Point and AT&T filed a joint motion requesting that we dismiss the formal complaint in this proceeding, as the parties have settled their dispute.<sup>3</sup> We grant the parties' request to dismiss the complaint. We find that dismissal at this stage is appropriate and will serve the public interest by promoting the private resolution of disputes and eliminating the expenditure of further time and resources of the parties and the Commission.

3. ACCORDINGLY, IT IS ORDERED, pursuant to sections 1, 4(i), 4(j), and 208 of the Communications Act, as amended, 47 U.S.C. §§ 151, 154(i), 154(j), 208, sections 1.720-1.736 of the Commission's rules, 47 C.F.R. §§ 1.720-1.736, and the authority delegated by sections 0.111 and 0.311 of the Commission's rules, 47 C.F.R. §§ 0.111 and 0.311, that the

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<sup>1</sup> Formal Complaint, File No. EB-05-MD-005 (filed Apr. 21, 2005).

<sup>2</sup> 47 U.S.C. §§ 201, 202, and 203.

<sup>3</sup> Joint Request for Dismissal of the Complaint, File No. EB-05-MD-005 (filed July 27, 2005).

above-captioned complaint IS DISMISSED in its entirety and the proceeding is TERMINATED.

FEDERAL COMMUNICATIONS COMMISSION

Alexander P. Starr  
Chief, Market Disputes Resolution Division  
Enforcement Bureau